

**URGENT LEGAL MATTER  
PROMPT REPLY NECESSARY  
VIA FEDERAL EXPRESS**

Sequa Corporation  
200 Park Avenue  
New Yor, NY 10166  
Attn: Legal Department

AUG 12 2003

158018



Dear Sir or Madam:

**Re: Follow-up Request for Information Pursuant to Section 104 of CERCLA for Gulfco Marine Maintenance Superfund Site in Freeport (Brazoria County), Texas**

Dear Sir or Madam:

On March 11, 2003, the United States Environmental Protection Agency ("EPA") issued an information request to you, pursuant to Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. Section 9604(e). According to our records, CT Corporation System, 350 N. St. Paul Street, Dallas, Texas, on your behalf, signed for receipt of the information request on March 13, 2003. To date, EPA has not received a response to the request for information.

This letter is to inform you that if you fail to comply with the information request, EPA may elect to issue an administrative subpoena to obtain the documents requested in the information request. Section 104(e)(5)(B) of CERCLA authorizes the Attorney General to initiate a civil lawsuit to compel a person to respond to the EPA's information request. In addition, this matter may be referred to the United States Department of Justice with a recommendation that penalties in the amount of \$27,500 per day be sought from you for each day that has passed since the response date anticipated by EPA. These civil penalties are based on strict liability and are enforceable for each day of non-compliance.

Due to the ramification of failure to respond to the information request, EPA strongly encourages you to submit your written response to EPA no later than ten (10) calendar days from

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8/11/03

*Handwritten:* Jivens  
Jivens: 104(e) Follow Up Letter: X6717:07152003  
07/21/2003

SUTTICE  
6SF-AC

*Handwritten:* 7/21/03

MILLER  
6SF-AP

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CEAVARRIA  
6SF-AP

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HEPOLA  
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*Handwritten:* 7/30

NANN  
6RC-S

*Handwritten:* 7/21/03

PEYCKE  
6RC-S

*Handwritten:* 08/04/03

BUZZELL  
6SF

KNUDSON  
6SF

*Handwritten:* concerned on route slip

the date you receive this follow-up request. If you have any questions regarding this matter, please contact Barbara Nann at 214-665-2157.

Sincerely yours,

Myron O. Knudson, P.E.  
Director  
Superfund Division

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